

US EPA RECORDS CENTER REGION 5

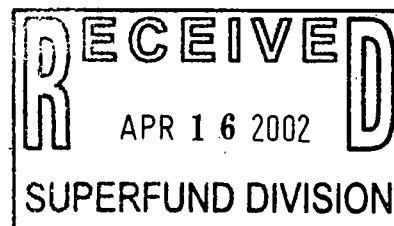


464101

April 10, 2002



Deena Sheppard-Johnson  
Enforcement Specialist  
United States Environmental Protection Agency  
Remedial Enforcement Support Section  
77 West Jackson Boulevard SR-6J  
Chicago, IL 60604-3590



RE: R.W. Beckett Corp. – Section 104 of CERCLA, Chemical Recovery Systems, Inc. Elyria, Ohio

Dear Deena Sheppard-Johnson:

This letter will serve as the official reply by the R.W. Beckett Corporation with regards to the March 2, 2001 letter from the USEPA concerning information on the Chemical Recovery Systems Site in Elyria, Ohio.

On March 15, 2001, a letter was sent from our company stating that we were in the process of collecting information with regards to the above referenced site. As of the date of this letter, the R.W. Beckett Corp. has not been able to produce one single solid piece of evidence that shows that our company participated in directly or indirectly using the Elyria site to store or dispose of potentially hazardous materials. This is not to say that we did not have an independent company haul and dispose of our materials. Only that all invoices or other forms of paperwork are no longer available.

The R.W. Beckett Corporation has been working with other companies and their attorneys to find a suitable way respond to the EPA, whether it be in the form of a cash-out or some other option.

Sincerely,

Donald R. Brackenhoff CPA  
Controller

ENCLOSURES

**R.W. BECKETT CORPORATION**

MAIL ADDRESS: P.O. BOX 1289, ELYRIA, OH 44036  
SHIPPING ADDRESS: 38251 CENTER RIDGE RD., N. RIDGEVILLE, OH 44039  
PHONE: (440) 327-1060 FAX: (440) 327-1064



UNITED STATES ENVIRONMENTAL PROTECTION AGENCY  
REGION 5  
77 WEST JACKSON BOULEVARD  
CHICAGO, IL 60604-3590

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FEB 22 2002

REPLY TO THE ATTENTION OF

CERTIFIED MAIL

RETURN RECEIPT REQUESTED

R. W. Beckett Corp.  
Attn: Donald Brackenhoff  
P.O. Box 1289  
Elyria, OH 44036-1289

Re: Follow up to Request for Information Pursuant to Section 104  
of CERCLA for Chemical Recovery Systems, Inc., 142 Locust  
Street, Elyria, Ohio 44035

Dear Mr. Brackenhoff:

On March 02, 2001, the United States Environmental Protection Agency (U.S. EPA) issued an information request to you pursuant to the Federal Superfund law Section 104(e) of the Comprehensive Environmental Response, Compensation and Liability Act (CERCLA) as amended, 42 U.S.C. §9604(e). A copy of that information request is enclosed with this letter. The information request was delivered to you by certified mail. The information request required certain documents and information be provided within thirty [30] days of your receipt of the letter.

Although the deadline has passed, U.S. EPA still has not received a sufficient response to its information request. The only correspondence the U.S. EPA has on file to date is a response letter dated March 15, 2001 that noted your company is in the process of responding to the information request. To assist U.S. EPA in gathering information about contamination at the Site, please provide a complete response to the information request immediately.

If you have not responded to the information request because you are concerned that your responses may contain information that you consider "confidential," please be advised that you cannot withhold information or records upon that basis. Please refer to Enclosure 5 of the original letter to assert a business confidentiality claim.

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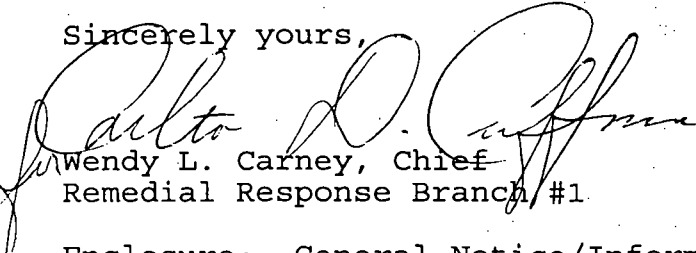
Continued failure to comply with U.S. EPA's information request, or to adequately justify such failure to respond, may subject you to enforcement action seeking to compel compliance and collect penalties of up to twenty-seven thousand dollars (\$27,500) per day of noncompliance pursuant to Section 104(e)(5) of CERCLA, 42 U.S.C. §9604(e)(5). U.S. EPA has the authority to use the information requested herein in an administrative, civil, or criminal action.

Your response to the information request should be mailed to:

Deena Sheppard-Johnson  
Enforcement Specialist  
U.S. Environmental Protection Agency  
Remedial Enforcement Support Section  
77 West Jackson Boulevard SR-6J  
Chicago, IL 60604-3590

Please contact Deena Sheppard-Johnson, Enforcement Specialist, at (312) 886-7048 if you have any questions regarding this matter.

Sincerely yours,



Wendy L. Carney, Chief  
Remedial Response Branch #1

Enclosure: General Notice/Information Request Letter of  
March 02, 2001

COPY



UNITED STATES ENVIRONMENTAL PROTECTION AGENCY  
REGION 5  
77 WEST JACKSON BOULEVARD  
CHICAGO, IL 60604-3590

March 2, 2001

REPLY TO THE ATTENTION OF:

CERTIFIED MAIL  
RETURN RECEIPT REQUESTED

R. W. Beckett Corp.  
Attn: Donald Brackenhoff  
P.O. Box 1289  
Elyria, OH 44036-1289

RE: The Chemical Recovery Systems Site, Elyria, Ohio  
General Notice of Potential Liability and  
Request for Information

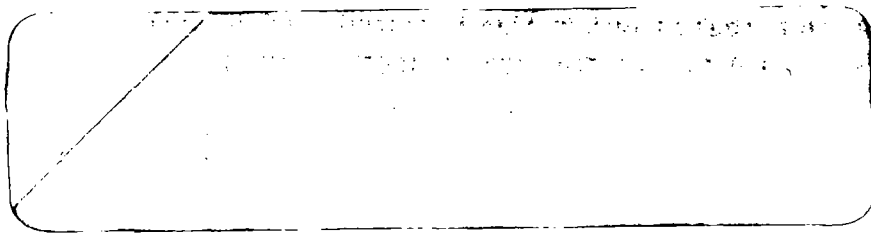
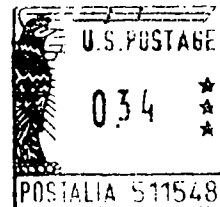
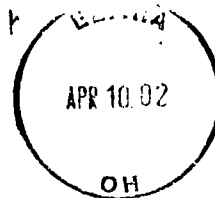
Dear Sir or Madam:

The United States Environmental Protection Agency (U.S. EPA) has documented the release or threatened release of hazardous substances, pollutants and contaminants at the above referenced facility (Site), and is planning to spend public funds to control and investigate these releases. This action will be taken by U.S. EPA pursuant to the Comprehensive Environmental Response, Compensation, and Liability Act of 1980, 42 U.S.C. §9601 et seq., (CERCLA) as amended by the Superfund Amendments and Reauthorization Act of 1986, Pub. L. No. 99-499, 100 Stat. 1613 (1986) (SARA), unless U.S. EPA determines that such action will be done properly by a responsible party. Responsible parties under CERCLA include the current and former owners and operators, and persons who generated the hazardous substances or were involved in transport, treatment, or disposal of them at the Site. Under Section 107(a) of CERCLA, 42 U.S.C. §9607(a), where the Agency uses public funds to achieve the cleanup of the hazardous substances, responsible parties are liable for all costs associated with the removal or remedial action and all other necessary costs incurred in cleaning up the Site, including investigation, planning and enforcement.

To address the dangers and threats to human health and the environment as quickly as possible, U.S. EPA is currently planning to conduct a Remedial Investigation/Feasibility Study (RI/FS) at the above referenced facility.



P.O. Box 1289  
Elyria, Ohio 44036-1289



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